

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. CR07-027-RSM
)
Plaintiff,)
)
v.)
) DETENTION ORDER
CHARLES W. GRIFFIN,)
)
Defendant.)
_____)

Offense charged: Conspiracy to Commit Identity Theft and Bank Fraud; Aggravated Identity Theft; Possession of Document Making Implements

Date of Detention Hearing: February 12, 2007

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant and five co-defendants are charged by indictment with conspiring to use

01 identification documents of other persons to defraud certain financial institutions. The indictment
02 describes the acts in furtherance of the conspiracy occurring between 2004 and December 2005.
03 At the detention hearing, the AUSA proffered audiotapes of conversations between the defendant
04 and an individual currently incarcerated at the Federal Detention Center at SeaTac which are
05 alleged to illustrate the weight of the evidence against defendant, as well as willingness to engage
06 in witness intimidation.

07 2. Defendant has a lengthy criminal record. Defendant was on supervised release with
08 the United States Probation Office at the time many of the acts of the alleged conspiracy occurred.
09 Numerous violation reports were filed during the terms of supervision. Defendant's probation
10 officer indicates that defendant was "unsuccessful on supervision". There is some discrepancy in
11 the employment and residential information provided.

12 3. Defendant poses a risk of nonappearance due to a history of failing to comply with
13 the conditions of supervised release, the nature of the instant charges which relate to false and/or
14 stolen identification documents, and discrepant information regarding employment and residential
15 situation. He poses a risk of danger due to criminal history, status on supervised release at the
16 time the instant offense is alleged to have occurred, and the nature of the current charges.

17 4. There does not appear to be any condition or combination of conditions that will
18 reasonably assure the defendant's appearance at future Court hearings while addressing the danger
19 to other persons or the community.

20 It is therefore ORDERED:

- 21 (1) Defendant shall be detained pending trial and committed to the custody of the
22 Attorney General for confinement in a correction facility separate, to the extent

01 practicable, from persons awaiting or serving sentences or being held in custody
02 pending appeal;

03 (2) Defendant shall be afforded reasonable opportunity for private consultation with
04 counsel;

05 (3) On order of a court of the United States or on request of an attorney for the
06 Government, the person in charge of the corrections facility in which defendant is
07 confined shall deliver the defendant to a United States Marshal for the purpose of
08 an appearance in connection with a court proceeding; and

09 (4) The clerk shall direct copies of this Order to counsel for the United States, to
10 counsel for the defendant, to the United States Marshal, and to the United States
11 Pretrial Services Officer.

12 DATED this 12th day of February, 2007.

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14 Mary Alice Theiler
15 United States Magistrate Judge
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